

## REMARKS

Entry of the foregoing and reconsideration of the application identified in caption as amended, pursuant to and consistent with the Rules of Practice in Patent Cases, and in light of the remarks which follow, is respectfully requested.

By the present amendment claims 109 and 117-119 have been amended and claims 110 and 120 have been canceled, so that claims 109, 117-119, 121, 170, 172-174, and 177-180 will be pending upon entry of the present amendment.

The present claim amendments have been submitted to supplement the Reply & Amendment filed July 21, 2011, in view of the telephone conference of July 26, 2011 with Examiner Belyavskyi.

**Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 that may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 141138, Deposit Account Name NIXON PEABODY LLP. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

In view of all of the foregoing, applicant submits that this case is in condition for allowance and such allowance is earnestly solicited.

Respectfully submitted,

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